

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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SIMO HOLDINGS INC.

Plaintiff,

CIVIL ACTION NO. 18CV5427 (JSR)

-v-

HONG KONG UCLOUDLINK NETWORK
TECHNOLOGY LIMITED, AND
UCLOUDLINK (AMERICA), LTD.

Defendants.

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**DECLARATION OF MATTHEW J. WELDON IN SUPPORT OF
PLAINTIFF SIMO HOLDINGS INC.'S OPPOSITION TO DEFENDANTS HONG
KONG UCLOUDLINK NETWORK TECHNOLOGY LIMITED AND UCLOUDLINK
(AMERICA), LTD.'S MOTION FOR SUMMARY JUDGMENT OF
NON-INFRINGEMENT AND NO PRE-SUIT DAMAGES**

I, MATTHEW J WELDON, declare that the following is true and correct:

1. I am a partner at K&L Gates, LLP, counsel to Plaintiff SIMO Holdings Inc. ("SIMO") in this action. I am admitted to practice in this Court, and I am familiar with the facts and circumstances set out herein. I submit this Declaration in support of SIMO's Opposition to Defendants' Motion for Summary Judgment of Non-Infringement and No Pre-Suit Damages.

2. Annexed hereto as Exhibit 1 is a true and correct copy of excerpts from Martin J. Feuerstein's deposition transcript on February 25, 2019.

3. Annexed hereto as Exhibit 2 is a true and correct copy of the Declaration of Dr. Paul C. Clark in Support of SIMO's Response in Opposition to Defendants' Motion for Summary Judgment of Non-Infringement and No Pre-Suit Damages.

4. Annexed hereto as **Exhibit 3** is a true and correct copy of excerpts from the Initial Expert Report of Dr. Paul C. Clark.

5. Annexed hereto as **Exhibit 4** is a true and correct copy of UCLOUDLINK0385307-UCLOUDLINK0385396 (ISO/IEC 7816-4 (2005)).

6. Annexed hereto as **Exhibit 5** is a true and correct copy of excerpts from Paul Clark's deposition transcript on February 15, 2019.

7. Annexed hereto as **Exhibit 6** is a true and correct copy of excerpts from Xiaolei Qin's deposition transcript on November 5, 2018.

8. **Exhibit 7** is omitted intentionally.

9. Annexed hereto as **Exhibit 8** is a true and correct copy of excerpts from Martin J. Feuerstein's Invalidity Expert Report.

10. Annexed hereto as **Exhibit 9** is a true and correct copy of excerpts from Martin J. Feuerstein's deposition transcript on February 26, 2019.

11. Annexed hereto as **Exhibit 10** is a true and correct copy of Plaintiff SIMO Holdings Inc.'s Disclosure of Asserted Claims and Infringement Contentions Pursuant to Local Patent Rule 6.

12. Annexed hereto as **Exhibit 11** is a true and correct copy of excerpts from Rongrong Zeng's deposition transcript on November 8, 2018.

13. Annexed hereto as **Exhibit 12** is a true and correct copy of United States Patent No. 8,116,735.

14. Annexed hereto as **Exhibit 13** is a true and correct copy of the Terminal Disclaimer to Obviate A Double Patenting Rejection Over A "Prior" Patent filed by SIMO Holdings, Inc. at the USPTO on February 13, 2012.

15. Annexed hereto as **Exhibit 14** is a true and correct copy of excerpts from Hua Wei's deposition transcript on November 6, 2018.

16. Annexed hereto as **Exhibit 15** is a true and correct copy of excerpts from John L. Hansen's deposition transcript on February 13, 2019.

17. Annexed hereto as **Exhibit 16** is a true and correct copy of excerpts from Rongrong Zeng's deposition transcript on November 9, 2018.

18. Annexed hereto as **Exhibit 17** is a true and correct copy of UCLOUDLINK0010784-UCLOUDLINK0010862 (uCloudlink's technical document discussing Skyroam's confidential technology) and a certified translation thereof.

19. Annexed hereto as **Exhibit 18** is a true and correct copy of UCLOUDLINK0010899-UCLOUDLINK0010914 (uCloudlink's technical document discussing Skyroam's confidential technology) and a certified translation thereof.

20. Annexed hereto as **Exhibit 19** is a true and correct copy of UCLOUDLINK0217231-UCLOUDLINK0217238 (patent technical disclosure drafted by Wang Bin) and a certified translation thereof.

21. Annexed hereto as **Exhibit 20** is a true and correct copy of UCLOUDLINK0217228-UCLOUDLINK0217230 (internal uCloudlink email) and a certified translation thereof.

22. Annexed hereto as **Exhibit 21** is a true and correct copy of the email sent from Mr. Samuel Steinbock-Pratt to the parties on March 1, 2019.

I declare under penalty of perjury under the laws of the United States of America (28 U.S.C. § 1746) that the foregoing is true and correct.

Dated: New York, New York
March 19, 2019

/s/ Matthew J. Weldon
MATTHEW WELDON, ESQ.